

ORDINANCE NO. 2009-02

AN ORDINANCE, vacating a street and/or alley located in the City of Wenatchee and reserving a perpetual easement to the City of Wenatchee for utility purposes.

WHEREAS, a petition was duly filed with the City Council of the City of Wenatchee in the office of the City Clerk on the 4th day of December, 2008, praying for the vacation of the following described tract and/or alley situated in the City of Wenatchee, Chelan County, Washington, to-wit:

See Exhibit "A" attached hereto and incorporated herein by reference as if fully set forth.

WHEREAS, by Resolution duly passed by the City Council of the City of Wenatchee, the 12th day of February, 2009, at the hour of 5:15 o'clock p.m. of said day in the City Council Chambers of the City Hall in the City of Wenatchee, Chelan County, Washington, was the time and place set for hearing of said petition, and

WHEREAS, by motion of the City Council of the City of Wenatchee the public hearing scheduled for February 12, 2009, was rescheduled to February 26, 2009, at the hour of 5:15 o'clock p.m. of said day in the City Council Chambers of the City Hall in the City of Wenatchee, Chelan County, Washington, and

WHEREAS, said petition was filed by the owners of more than two-thirds of the property abutting upon the street and/or alley sought to be vacated, and

WHEREAS, due notice of said hearing has been given as required by law,
and

WHEREAS, after due hearing and consideration of said petition, it was the determination of the City Council of the City of Wenatchee to grant said petition praying for the vacation of said street and/or alley as hereinabove set forth, subject to the condition that the City reserve in said street and/or alley area a perpetual easement of right-of-way for the location of any and all public utilities.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WENATCHEE DO ORDAIN as follows:

SECTION I

That the following described street and/or alley situate in the City of Wenatchee, Chelan County, Washington, be and the same is hereby vacated:

See Exhibit "A" attached hereto and incorporated herein by reference as if fully set forth.

SECTION II

The City of Wenatchee reserves unto itself, its successors and assigns, a perpetual easement of right-of-way for the location of all public utilities, including, but not limited to, water, sewer, electrical power, television cable and gas lines.

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PASSED BY THE CITY COUNCIL OF THE CITY OF

WENATCHEE, at a regular meeting thereof, this 26 day of February, 2009.

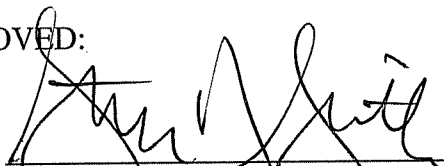
CITY OF WENATCHEE, a Municipal
Corporation

By: 
DENNIS JOHNSON, Mayor

ATTEST:

By: 
VICKI REISTER, City Clerk

APPROVED:

By: 
STEVE D. SMITH, City Attorney

Legal Description
Vacate Alley
City of Wenatchee Property

A tract of land being an alley 16 feet wide, and 288.1 feet in length, situated in the SW1/4 of the SE1/4 of the SE1/4 of Section 10, T.22N., R.20E., W.M.

Said alley lies in Block 1, as shown on the plat know as Lincoln Heights Addition, recorded in Book 2, Page 67 of Plats, and filed in the Chelan County Auditor's Office.

The above described tract of land contains 4482 Square Feet, more or less, as shown on the plat attached hereto and made a part hereof as page 2 of this instrument.

